IN THE HIGH COURT OF UTTRAKHAND
AT NAINITAL

Writ Petition No. 473 (S/S) of 2007

Purusotam Mathpal S/o Late Sri Trilochan Mathpal
R/o Village – Jaint Khola, Post Office – Naula
District- Almora, Uttarakhand ------Petitioner

Versus

1. State of Uttarakhand through Secretary Forest Department, at Dehradun
2. Divisional Forest Officer, Soil Conservation Forest Division, Ranikhet, District-Almora
3. Range Office, Soil Conservation Forest Division, Ranikhet, District-Almora

-----Respondents

Hon'ble M.M. Ghildiyal, J.

Heard Sri B.S. Adhikari, Brief Holder of Sri Pramod Tiwari, learned counsel for the petitioner and Sri Paresh Tripathi, learned Standing Counsel State of Uttarakhand for the respondents.

By means of this petition, the petitioner has prayed for the following reliefs:

1. A writ, order or direction in the nature of mandamus directing the respondents to give the benefit of Employees Provident Funds and Misc. Pension Act, 1952.
2. A writ, order or direction in the nature of mandamus for further directing the respondents to pay the other consequential benefits available for the petitioner.
3. To pass any other order or direction, which this Hon'ble Court deems fit and proper.
4. To award cost through out.

The stand of the petitioner is that he has worked as Daily Wager in Soil Conservation Forest Division, Ranikhet till he attained 60 years of age. After the retirement, the petitioner has moved a representation before respondent nos. 2 and 3 for making payment under Employees Provident Funds and Misc. Pension Act, 1952. Learned counsel for the petitioner has submitted that the said representation is pending before the respondents, but the respondents have not taken any decision till date.

During the course of argument, learned counsel for the petitioner has submitted that respondents may be directed to take decision on the representation of the petitioner dated 26.02.2007, Annexure 2 to the writ petition within a particular period prescribed by the Court.

The prayer is innocuous.

In the circumstances, I direct respondent no. 2 Divisional Forest Officer, Soil Conservation Forest Division, Ranikhet, Almora to take decision on the representation of the petitioner within a period of six weeks from the date of production of a certified copy of this order.

With this direction, the writ petition is finally disposed of. All the pending applications stand disposed of.

(M.M. Ghildiyal, J.)

05.07.2007
VKS